IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

In re:) Chapter 11
ETOYS, INC., et al.,)
Debtors.) Case Nos. 01-0706 (RB)) through 01-0709 (RB)
ROBERT K. ALBER, Pro Se,	- ')
Appellant,)
V.) Civil Action No. 05-830 (KAJ)
TRAUB, BONACQUIST & FOX LLP, BARRY GOLD, MORRIS NICHOLS ARSHT & TUNNELL LLP, and POST- EFFECTIVE DATE COMMITTEE OF EBC I, INC.,))))
Appellees.)

<u>ORDER</u>

WHEREAS, the parties have failed to agree on a briefing schedule,

IT IS HEREBY ORDERED that appellant's opening brief shall be filed on or before September 27, 2006; appellees' answering brief shall be filed on or before October 11, 2006; and appellant's reply brief shall be filed on or before October 18, 2006.

UNITED STATES DISTRICT JUDGE

September 20, 2006 Wilmington, Delaware